

Best Available Copy

| | |
|---|--------------------------------------|
| (12) PATENT | (11) Application No. AU 200244355 B2 |
| (19) AUSTRALIAN PATENT OFFICE | (10) Patent No. 776316 |
| (54) The Method and apparatus for delivering aerosolized medication | |
| (51) International Patent Classification(4) A61M 015/00 | |
| (21) Application No. 200244355 (22) Application Date: 2002.05.23 | |
| (23) Publication Date: 2002.07.11 | |
| (24) Publication Journal Date: 2002.07.11 | |
| (25) Accepted Journal Date: 2004.09.23 | |
| (26) Designation of: 199910087 | |
| (71) Applicant(s): Systemic Pulmonary Delivery, Ltd. | |
| (72) Inventor(s): Thomas Alex Armer; Bryce Burwick Evans; Nabeel Mohsen; Mohsen; Richard Matthew Pavkov; Atul M. Sudhakar | |
| (74) Agent/Attorney: E. P. Wellington and Co, 312 St Kilda Road, MELBOURNE VIC 3005 | |
| (56) Related Art: US 5066643 | |

ABSTRACT

Method and apparatus for delivering aerosolized medication employing a variable volume device and a canister reservoir.

AUSTRALIA

PATENTS ACT 1990

REGULATION 3.2

Name of Applicant: SYSTEMIC PULMONARY DELIVERY, LTD.

Actual Inventor(s): THOMAS ALEX ARMER, BRYCE BURWICK EVANS, NABEEL MOHSEN, RICHARD MATTHEW PAVKOV AND ATUL M. SUDHAKAR

Address for Service: E.P. WELLINGTON & CO., P.O. Box 1000, 312 St Kilda Road, Melbourne, Southbank, Victoria, 3006, Australia

Invention Title: "METHOD AND APPARATUS FOR DELIVERING AEROSOLIZED MEDICATION".

Details of Associated Provisional Application No:

The following document is a full description of this invention including the best method of performing it known to us.

METHOD AND APPARATUS FOR DELIVERING

APPARATUS FOR DELIVERY

Field of the Invention

The present application, which is a divisional application derived from application No. X200479, relates to methods and apparatus for delivering a dose of aerosolized medication for inhalation by a patient from the lungs. Particulars of the Invention

Agents are increasingly being used for delivering medication to the respiratory system of the lungs. For example, in the treatment of asthma, inhalers are commonly used for delivering bronchodilators such as β_2 agonists and anti-inflammatory agents such as corticosteroids. Two types of inhalers are in common use, namely dry inhalers (DPIs) and dry powder inhalers (DPIs). Both types have as their object the delivery of medication, which is typically in the form of a metered dose or powder, into the airstream of the lungs or the location of the medication being treated.

In the MDI device, the medication is provided by the pharmaceutical manufacturer in a pressurized aerosol canister, with the medication being suspended

Best Available Copy

-3-

- or dispersed in a liquid propellant such as a chlorofluorocarbons (CFC) or hydrofluorocarbons (HFC). The canister includes a spraying valve having a hollow discharge tube which can be depressed forward from the canister to discharge a desired volume of propellant-medicine mixture in the form of an aerosol.
- describing the dispense of propellant in which particles of the medication are suspended in a stream. A typical MDI for use with such a canister includes a hollow having an orifice and nozzle. The nozzle is located near the bottom with the bottom discharge end of the nozzle being oriented in a line in the nozzle.
- Depressing the closed end of the canister causes the aerosol to be pushed forward from the canister so that a desired volume of medication is discharged through the nozzle.
- The bottom nozzle allows a stream to form communication with the nozzle, the nozzle having an outlet as a dispensing portion of the nozzle, such that the aerosol medication may be emitted after it exits the dispensing portion. The patient either knows the dispensing line or comes with the type closed end of the nozzle, or holds the nozzle to a slight distance away from an open nozzle.
- The patient then depresses the canister to discharge the medication, and subsequently inhales.

Existing MDIs suffer from a number of significant disadvantages. One problem with existing MDIs is poor delivery efficiency of the medication. It has been estimated that on average, with existing MDIs, only about 10 percent of the

medicine dose which is dispensed from the canister actually reaches the lungs where it can achieve the intended effect.

Poor delivery efficiency is caused by a number of factors. One of these is incomplete dispersion of propellant, resulting in a large portion of the

- 1) aerosol dose being delivered in a form which cannot be inhaled from the lungs. For effective delivery of aerosolized medication to the lungs of the patient, it is desirable that none of the particles which are dispensed be less than about 10 microns (micron=one-thousandth of a millimeter) in size, and preferably between about 1 micron and 5 microns. Incomplete dispersion of propellant at the nozzle of the
- 2) aerosolizer results in a substantial fraction of the aerosol dose being delivered to the form of relatively large liquid droplets instead of fine dry particles called vapor. Such droplets cannot be inhaled, but rather tend to impact the walls of the nozzle and at the back of the patient's throat, with the result that much of the medication is swallowed. The local concentrations of medication in the throat and lungs can cause local broncho-constrictive responses, as well as development of fungal infections in the case of corticosteroids. Additionally, swallowing of aqueous concentrations of the aerosol results in the pseudoturbid state, which decreases respiratory and activity of the patient. Further, the wasted medication has been estimated to cost U.S. patients three \$700 million per year.

- 3) Another factor contributing to the problem of poor delivery efficiency is high flow velocity of the aerosol as it exits the nozzle, which tends to limit a

-4-

-5-

- dispersion of the aerosol in the mouth and throat. Ideally, the velocity of the aerosol should match the velocity of the patient's inspired breath so that the particles are entrained in the breath and carried into the lungs. With many existing MDIs, the exit velocity of the aerosol substantially exceeds the velocity of the patient's breath. The
- 4) high-velocity plume causes the back of the throat, causing respiratory and staining.

The number factor contributing to the poor delivery efficiency of existing MDIs is excessive length of the plume or tail of aerosol exiting the device. In existing MDIs, this length typically exceeds 10 centimeters, which makes it difficult for the patient to breath the plume later.

- 5) In addition to excessive plume velocity, most MDI designs have stated distance between the aerosol nozzle and the mouthpiece. Although greater improves delivery efficiency, some of the drug which is discharged from the nozzle impacts and sticks on these surfaces of the spacer, and is therefore unavailable for inhalation by the user. Thus, MDIs with spacers will suffer from substantially low delivery efficiency.

Furthermore, although dry powder inhalers inherently avoid some of the aforementioned problems of MDIs, such as excessive plume velocity, DPIs still suffer from the problems of impacting and sticking of medication on the inner surfaces of the device, particularly under certain environmental conditions such as high relative humidity, which causes the drug particles to aggregate.

-6-

Another problem with existing MDIs is the difficulty patients have in coordinating their inhalation with the discharge of the aerosol. In manually operated MDIs, patients frequently inhale too early or too late to effectively inhale the medication. Although a number of breath-activated MDIs have been devised to

- 6) address this problem, most of these devices cause discharge at the very end of the patient's inspiratory effort. Depending on the lung condition being treated and its location, it may often be more desirable for the medication to be discharged near the peak of the patient's inhalation rather than the beginning. Further, it may be desirable to be able to selectively vary the point in the patient's inhalation at which
- 7) medication is discharged in order to reduce the fraction of drug delivery to the mouth being wasted. These advantages are not possible with existing MDIs.

Additionally, it has been an object of the present inventors to provide a method and apparatus for delivering an aerosolized medication in which the replicate doses of the aerosolized drug (i.e., the doselets) in the form of dry particles of the optimum size is centralized in the exit of the apparatus.

- 8) It has been a further object of the present inventors to provide a method and apparatus for delivering an aerosolized medication in which the dose velocity of the aerosol in the exit of the apparatus approximately matches the velocity of the patient's inspired breath.

- 9) It has been another object of the inventors to minimize dispersion and sticking of the drug particles in the form of an aerosol within an inhaler apparatus.

Best Available Copy

- 6 -

In this form, a further object of the present invention is provide a method and apparatus for delivering an aerosolized medicament in which the length of the tube of aerosolized medicament which exits the apparatus is as short as possible.

A further object of the invention has been to provide a method and apparatus for reducing the propagation of liquid propellants in an inhaler.

Still another object of the invention has been to provide a method and apparatus for delivering an aerosolized medicament in which impaction and sticking of medicament on the inner walls of the apparatus is minimized.

It has been another object of the present invention to provide a method and apparatus for delivering an aerosolized medicament in which the discharge of medicament is synchronized with the patient's inspiratory breath, and in which the timing of the discharge in relation to the patient's breath can be independently varied.

Summary of the Invention

The above and other objects of the invention are obtained by the method and apparatus of the invention in which flow control techniques and devices are used to prevent entry of the propellant-aerosol mixture into an inhaler irrespective of propellent, to slow down the aerosol plume before it reaches the cell of the apparatus, and to reduce the impaction of aerosol on the inner walls of the apparatus. The inhaler also provides an apparatus and method for synchronizing the inhalation of the patient with the patient's inspiratory effort caused as the consequence of the apparatus.

-6-

In one embodiment of the invention, the apparatus is configured so that the nozzle discharge orifice directs a plume toward the open end of the nozzleplume. The air tube is arranged to allow an air jet sweep along the open end of the nozzleplume so as to impinge on the plume. The air tube is supported within the nozzle by one or more hollow spouts connected to the wall of the nozzle, which are below passage of each spout being connected at one end to a corresponding passage through the nozzle wall to receive air outside the nozzle and at the other end to the tube of the air tube. When the patient inhales on the open end of the nozzleplume, air is drawn into the air tube to cause an air jet to strike the air tube. Once this air jet has been established, the nozzle is actuated to discharge a plume of aerosol toward the air jet. The plume and air jet meet, causing mixing and atomization of the plume.

In another embodiment of the invention, the nozzle is positioned to direct a plume away from the open end of the nozzleplume toward the end of the nozzle, which end is substantially closed by an end wall. The air tube is mounted on the end wall, with the tube of the air tube connected to a passage through the end wall to receive air outside the nozzle. Initiation by a patient on the open end causes air to be drawn through the air tube in a direction toward the patient's mouth. Once the air jet from the air tube has been established, the nozzle is actuated to direct a plume toward the closed end of the nozzle. The air jet and plume meet, causing mixing and atomization of the plume. The plume exits nozzle direction below.

-11-

- 7 -

More specifically, the inhaler provides a nozzle flow baffle apparatus including a baffle adapted to support a pressurized canister, the baffle having an actuator and nozzle assembly which is adapted to receive the baffle and nozzle of the canister, the baffle further including a generally planar nozzle.

3 baffle is open and defining a nozzleplume adapted to be directed from the nozzle of a canister, a nozzle discharge orifice of the actuator and nozzle assembly being positioned to direct a plume of aerosolized medicament from the nozzle and an air tube supported within the nozzle and having an air tube inlet in fluid communication with ambient air outside the nozzle. The air tube being oriented so that air flowing out of the air tube outlet is directed so as to impinge on a plume of aerosolized medicament discharged from the nozzle through the nozzle discharge orifice. Thus, an inspiratory effort caused on the nozzleplume causes air to flow from the air tube inlet and out the air tube outlet to impinge on the plume and thereby reduce dispersion and sticking of the medicament within the nozzle. The air jet from the air tube causes the plume to slow down so that the velocity of air exiting the device approximately matches the velocity of a patient's inspiratory breath. Slowing down the plume also increases the residence time of the aerosol within the apparatus and tends to allow inhalation. The increased mixing and residence time prevent aerosol impaction.

10 20 impaction of propellant at the exit of the nozzleplume.

-10-

- 8 -

making the nozzleplume, so that the inner length of nozzle is used twice, thereby further increasing residence time of the aerosol within the device.

To reduce impaction and sticking of medicament on the inner walls of the apparatus, the inhaler provides as second flow control apparatus, such as another ACM or CDP device, including a baffle defining a nozzle, the nozzle having an open and defining a nozzleplume and a substantially closed end defined by an end wall remote from the nozzleplume, with a medicament dispersion assembly being arranged within the baffle to direct medicament from the nozzle. The medicament dispersion may be a pressurized canister with actuator and nozzle, or alternatively may be a dispenser for medicament in dry powder form. The end wall includes a plurality of auxiliary air tubes in fluid communication with ambient air outside the nozzle, the auxiliary air tubes operating to draw the aerosol discharge from the inner walls of the nozzle. In a direction generally toward the open end of the nozzleplume, the nozzle further includes a plurality of nozzle plenums connected on the inner wall thereof.

3 10 20 25 30 35 40 45 50 55 60 65 70 75 80 85 90 95 100 105 110 115 120 125 130 135 140 145 150 155 160 165 170 175 180 185 190 195 200 205 210 215 220 225 230 235 240 245 250 255 260 265 270 275 280 285 290 295 300 305 310 315 320 325 330 335 340 345 350 355 360 365 370 375 380 385 390 395 400 405 410 415 420 425 430 435 440 445 450 455 460 465 470 475 480 485 490 495 500 505 510 515 520 525 530 535 540 545 550 555 560 565 570 575 580 585 590 595 600 605 610 615 620 625 630 635 640 645 650 655 660 665 670 675 680 685 690 695 700 705 710 715 720 725 730 735 740 745 750 755 760 765 770 775 780 785 790 795 800 805 810 815 820 825 830 835 840 845 850 855 860 865 870 875 880 885 890 895 900 905 910 915 920 925 930 935 940 945 950 955 960 965 970 975 980 985 990 995 1000 1005 1010 1015 1020 1025 1030 1035 1040 1045 1050 1055 1060 1065 1070 1075 1080 1085 1090 1095 1100 1105 1110 1115 1120 1125 1130 1135 1140 1145 1150 1155 1160 1165 1170 1175 1180 1185 1190 1195 1200 1205 1210 1215 1220 1225 1230 1235 1240 1245 1250 1255 1260 1265 1270 1275 1280 1285 1290 1295 1300 1305 1310 1315 1320 1325 1330 1335 1340 1345 1350 1355 1360 1365 1370 1375 1380 1385 1390 1395 1400 1405 1410 1415 1420 1425 1430 1435 1440 1445 1450 1455 1460 1465 1470 1475 1480 1485 1490 1495 1500 1505 1510 1515 1520 1525 1530 1535 1540 1545 1550 1555 1560 1565 1570 1575 1580 1585 1590 1595 1600 1605 1610 1615 1620 1625 1630 1635 1640 1645 1650 1655 1660 1665 1670 1675 1680 1685 1690 1695 1700 1705 1710 1715 1720 1725 1730 1735 1740 1745 1750 1755 1760 1765 1770 1775 1780 1785 1790 1795 1800 1805 1810 1815 1820 1825 1830 1835 1840 1845 1850 1855 1860 1865 1870 1875 1880 1885 1890 1895 1900 1905 1910 1915 1920 1925 1930 1935 1940 1945 1950 1955 1960 1965 1970 1975 1980 1985 1990 1995 2000 2005 2010 2015 2020 2025 2030 2035 2040 2045 2050 2055 2060 2065 2070 2075 2080 2085 2090 2095 2100 2105 2110 2115 2120 2125 2130 2135 2140 2145 2150 2155 2160 2165 2170 2175 2180 2185 2190 2195 2200 2205 2210 2215 2220 2225 2230 2235 2240 2245 2250 2255 2260 2265 2270 2275 2280 2285 2290 2295 2300 2305 2310 2315 2320 2325 2330 2335 2340 2345 2350 2355 2360 2365 2370 2375 2380 2385 2390 2395 2400 2405 2410 2415 2420 2425 2430 2435 2440 2445 2450 2455 2460 2465 2470 2475 2480 2485 2490 2495 2500 2505 2510 2515 2520 2525 2530 2535 2540 2545 2550 2555 2560 2565 2570 2575 2580 2585 2590 2595 2600 2605 2610 2615 2620 2625 2630 2635 2640 2645 2650 2655 2660 2665 2670 2675 2680 2685 2690 2695 2700 2705 2710 2715 2720 2725 2730 2735 2740 2745 2750 2755 2760 2765 2770 2775 2780 2785 2790 2795 2800 2805 2810 2815 2820 2825 2830 2835 2840 2845 2850 2855 2860 2865 2870 2875 2880 2885 2890 2895 2900 2905 2910 2915 2920 2925 2930 2935 2940 2945 2950 2955 2960 2965 2970 2975 2980 2985 2990 2995 3000 3005 3010 3015 3020 3025 3030 3035 3040 3045 3050 3055 3060 3065 3070 3075 3080 3085 3090 3095 3100 3105 3110 3115 3120 3125 3130 3135 3140 3145 3150 3155 3160 3165 3170 3175 3180 3185 3190 3195 3200 3205 3210 3215 3220 3225 3230 3235 3240 3245 3250 3255 3260 3265 3270 3275 3280 3285 3290 3295 3300 3305 3310 3315 3320 3325 3330 3335 3340 3345 3350 3355 3360 3365 3370 3375 3380 3385 3390 3395 3400 3405 3410 3415 3420 3425 3430 3435 3440 3445 3450 3455 3460 3465 3470 3475 3480 3485 3490 3495 3500 3505 3510 3515 3520 3525 3530 3535 3540 3545 3550 3555 3560 3565 3570 3575 3580 3585 3590 3595 3600 3605 3610 3615 3620 3625 3630 3635 3640 3645 3650 3655 3660 3665 3670 3675 3680 3685 3690 3695 3700 3705 3710 3715 3720 3725 3730 3735 3740 3745 3750 3755 3760 3765 3770 3775 3780 3785 3790 3795 3800 3805 3810 3815 3820 3825 3830 3835 3840 3845 3850 3855 3860 3865 3870 3875 3880 3885 3890 3895 3900 3905 3910 3915 3920 3925 3930 3935 3940 3945 3950 3955 3960 3965 3970 3975 3980 3985 3990 3995 4000 4005 4010 4015 4020 4025 4030 4035 4040 4045 4050 4055 4060 4065 4070 4075 4080 4085 4090 4095 4100 4105 4110 4115 4120 4125 4130 4135 4140 4145 4150 4155 4160 4165 4170 4175 4180 4185 4190 4195 4200 4205 4210 4215 4220 4225 4230 4235 4240 4245 4250 4255 4260 4265 4270 4275 4280 4285 4290 4295 4300 4305 4310 4315 4320 4325 4330 4335 4340 4345 4350 4355 4360 4365 4370 4375 4380 4385 4390 4395 4400 4405 4410 4415 4420 4425 4430 4435 4440 4445 4450 4455 4460 4465 4470 4475 4480 4485 4490 4495 4500 4505 4510 4515 4520 4525 4530 4535 4540 4545 4550 4555 4560 4565 4570 4575 4580 4585 4590 4595 4600 4605 4610 4615 4620 4625 4630 4635 4640 4645 4650 4655 4660 4665 4670 4675 4680 4685 4690 4695 4700 4705 4710 4715 4720 4725 4730 4735 4740 4745 4750 4755 4760 4765 4770 4775 4780 4785 4790 4795 4800 4805 4810 4815 4820 4825 4830 4835 4840 4845 4850 4855 4860 4865 4870 4875 4880 4885 4890 4895 4900 4905 4910 4915 4920 4925 4930 4935 4940 4945 4950 4955 4960 4965 4970 4975 4980 4985 4990 4995 5000 5005 5010 5015 5020 5025 5030 5035 5040 5045 5050 5055 5060 5065 5070 5075 5080 5085 5090 5095 5100 5105 5110 5115 5120 5125 5130 5135 5140 5145 5150 5155 5160 5165 5170 5175 5180 5185 5190 5195 5200 5205 5210 5215 5220 5225 5230 5235 5240 5245 5250 5255 5260 5265 5270 5275 5280 5285 5290 5295 5300 5305 5310 5315 5320 5325 5330 5335 5340 5345 5350 5355 5360 5365 5370 5375 5380 5385 5390 5395 5400 5405 5410 5415 5420 5425 5430 5435 5440 5445 5450 5455 5460 5465 5470 5475 5480 5485 5490 5495 5500 5505 5510 5515 5520 5525 5530 5535 5540 5545 5550 5555 5560 5565 5570 5575 5580 5585 5590 5595 5600 5605 5610 5615 5620 5625 5630 5635 5640 5645 5650 5655 5660 5665 5670 5675 5680 5685 5690 5695 5700 5705 5710 5715 5720 5725 5730 5735 5740 5745 5750 5755 5760 5765 5770 5775 5780 5785 5790 5795 5800 5805 5810 5815 5820 5825 5830 5835 5840 5845 5850 5855 5860 5865 5870 5875 5880 5885 5890 5895 5900 5905 5910 5915 5920 5925 5930 5935 5940 5945 5950 5955 5960 5965 5970 5975 5980 5985 5990 5995 6000 6005 6010 6015 6020 6025 6030 6035 6040 6045 6050 6055 6060 6065 6070 6075 6080 6085 6090 6095 6100 6105 6110 6115 6120 6125 6130 6135 6140 6145 6150 6155 6160 6165 6170 6175 6180 6185 6190 6195 6200 6205 6210 6215 6220 6225 6230 6235 6240 6245 6250 6255 6260 6265 6270 6275 6280 6285 6290 6295 6300 6305 6310 6315 6320 6325 6330 6335 6340 6345 6350 6355 6360 6365 6370 6375 6380 6385 6390 6395 6400 6405 6410 6415 6420 6425 6430 6435 6440 6445 6450 6455 6460 6465 6470 6475 6480 6485 6490 6495 6500 6505 6510 6515 6520 6525 6530 6535 6540 6545 6550 6555 6560 6565 6570 6575 6580 6585 6590 6595 6600 6605 6610 6615 6620 6625 6630 6635 6640 6645 6650 6655 6660 6665 6670 6675 6680 6685 6690 6695 6700 6705 6710 6715 6720 6725 6730 6735 6740 6745 6750 6755 6760 6765 6770 6775 6780 6785 6790 6795 6800 6805 6810 6815 6820 6825 6830 6835 6840 6845 6850 6855 6860 6865 6870 6875 6880 6885 6890 6895 6900 6905 6910 6915 6920 6925 6930 6935 6940 6945 6950 6955 6960 6965 6970 6975 6980 6985 6990 6995 7000 7005 7010 7015 7020 7025 7030 7035 7040 7045 7050 7055 7060 7065 7070 7075 7080 7085 7090 7095 7100 7105 7110 7115 7120 7125 7130 7135 7140 7145 7150 7155 7160 7165 7170 7175 7180 7185 7190 7195 7200 7205 7210 7215 7220 7225 7230 7235 7240 7245 7250 7255 7260 7265 7270 7275 7280 7285 7290 7295 7300 7305 7310 7315 7320 7325 7330 7335 7340 7345 7350 7355 7360 7365 7370 7375 7380 7385 7390 7395 7400 7405 7410 7415 7420 7425 7430 7435 7440 7445 7450 7455 7460 7465 7470 7475 7480 7485 7490 7495 7500 7505 7510 7515 7520 7525 7530 7535 7540 7545 7550 7555 7560 7565 7570 7575 7580 7585 7590 7595 7600 7605 7610 7615 7620 7625 7630 7635 7640 7645 7650 7655 7660 7665 7670 7675 7680 7685 7690 7695 7700 7705 7710 7715 7720 7725 7730 7735 7740 7745 7750 7755 7760 7765 7770 7775 7780 7785 7790 7795 7800 7805 7810 7815 7820 7825 7830 7835 7840 7845 7850 7855 7860 7865 7870 7875 7880 7885 7890 7895 7900 7905 7910 7915 7920 7925 7930 7935 7940 7945 7950 7955 7960 7965 7970 7975 7980 7985 7990 7995 8000 8005 8010 8015 8020 8025 8030 8035 8040 8045 8050 8055 8060 8065 8070 8075 8080 8085 8090 8095 8100 8105 8110 8115 8120 8125 8130 8135 8140 8145 8150 8155 8160 8165 8170 8175 8180 8185 8190 8195 8200 8205 8210 8215 8220 8225 8230 8235 8240 8245 8250 8255 8260 8265 8270 8275 8280 8285 8290 8295 8300 8305 8310 8315 8320 8325 8330 8335 8340 8345 8350 8355 8360 8365 8370 8375 8380 8385 8390 8395 8400 8405 8410 8415 8420 8425 8430 8435 8440 8445 8450 8455 8460 8465 8470 8475 8480 8485 8490 8495 8500 8505 8510 8515 8520 8525 8530 8535 8540 8545 8550 8555 8560 8565 8570 8575 8580 8585 8590 8595 8600 8605 8610 8615 8620 8625 8630 8635 8640 8645 8650 8655 8660 8665 8670 8675 8680 8685 8690 8695 8700 8705 8710 8715 8720 8725 8730 8735 8740 8745 8750 8755 8760 8765 8770 8775 8780 8785 8790 8795 8800 8805 8810 8815 8820 8825 8830 8835 8840 8845 8850 8855 8860 8865 8870 8875 8880 8885 8890 8895 8900 8905 8910 8915 8920 8925 8930 8935 8940 8945 8950 8955 8960 8965 8970 8975 8980 8985 8990 8995 9000 9005 9010 9015 9020 9025 9030 9035 9040 9045 9050 9055 9060 9065 9070 9075 9080 9085 9090 9095 9100 9105 9110 9115 9120 9125 9130 9135 9140 9145 9150 9155 9160 9165 9170 9175 9180 9185 9190 9195 9200 9205 9210 9215 9220 9225 9230 9235 9240 9245 9250 9255 9260 9265 9270 9275 9280 9285 9290 9295 9300 9305 9310 9315 9320 9325 9330 9335 9340 9345 9350 9355 9360 9365 9370 9375 9380 9385 9390 9395 9400 9405 9410 9415 9420 9425 9430 9435 9440 9445 9450 9455 9460 9465 9470 9475 9480 9485 9490 9495 9500 9505 9510 9515 9520 9525 9530 9535 9540 9545 9550 9555 9560 9565 9570 9575 9580 9585 9590 9595 9600 9605 9610 9615 9620 9625 9630 9635 9640 9645 9650 9655 9660 9665 9670 9675 9680 9685 9690 9695 9700 9705 9710 9715 9720 9725 9730 9735 9740 9745 9750 9755 9760 9765 9770 9775 9780 9785 9790 9795 9800 9805 9810 9815 9820 9825 9830 9835 9840 9845 9850 9855 9860 9865 9870 9875 9880 9885 9890 9895 9900 9905 9910 9915 9920 9925 9930 9935 9940 9945 9950 9955 9960 9965 9970 9975 9980 9985 9990 9995 9

Best Available Copy

- 10 -

which are arranged in an angle in the said direction or in an upright position and vertically to the air flowing over them.

The breather device provides an air-flow control apparatus for use with a pressurized canister of medication, in which discharge of the aerosol plume is caused by the patient's inspiratory effort, with the timing of the discharge in response to the inhalation being selectively variable. To this end, the apparatus includes a housing adapted to support the canister between a first position in which the discharge area of the canister is in an inspiratory position or a second position in which the discharge area is in an expiratory position for discharging a aerosol plume of medication, the housing further including an outlet through which a user can intake, the outlet defining a primary air passage. A canister receptacle is arranged in the housing and is movable between a first position in which relative movement between the canister body and discharge area is permitted to a discharge position in which such movement is restrained. The canister receptacle defines a port, or alternatively is attached to, a device such as a handle or a variable discharge plume assembly which defines a variable-release closure. The handle includes a resilient member which urges the canister into the second position upon movement of the canister receptacle into the discharge position. A secondary air passage extends through the housing between the primary air passage and outlet to enable the housing, the secondary air passage including a valve. The variable-release closure is in fluid communication with a source of the aerosol, whereby inhalation of a user through the

- 5 the breather device provides an air-flow control apparatus for use with a pressurized canister of medication, in which discharge of the aerosol plume is caused by the patient's inspiratory effort, with the timing of the discharge in response to the inhalation being selectively variable. To this end, the apparatus includes a housing adapted to support the canister between a first position in which the discharge area of the canister is in an inspiratory position or a second position in which the discharge area is in an expiratory position for discharging a aerosol plume of medication, the housing further including an outlet through which a user can intake, the outlet defining a primary air passage. A canister receptacle is arranged in the housing and is movable between a first position in which relative movement between the canister body and discharge area is permitted to a discharge position in which such movement is restrained. The canister receptacle defines a port, or alternatively is attached to, a device such as a handle or a variable discharge plume assembly which defines a variable-release closure. The handle includes a resilient member which urges the canister into the second position upon movement of the canister receptacle into the discharge position. A secondary air passage extends through the housing between the primary air passage and outlet to enable the housing, the secondary air passage including a valve. The variable-release closure is in fluid communication with a source of the aerosol, whereby inhalation of a user through the
- 10
- 15
- 20

- 11 -

outlet creates a low pressure in the region above or in an immediate air space. The closure and handle cause the canister receptacle to move into the discharge position. By appropriate selection of design parameters such as the closure cross-sectional area, the force exerted by the resilient member on the closure, the travel area, and the necessary air passage diameter, the device can be designed to cause closure of the closure near the point of a patient's inspiratory effort.

The device preferably further includes means for selectively varying the timing of inhalation. For instance, the device may include an adjustment incorporating bias on secondary air passage to set as a variable flow restrictor. Tuning the valve can therefore increase the amount of flow restriction, such that the air flow inspiratory air through the canister, the source of the aerosol or closure or closure sufficiently to cause inhalation is increased. Conversely, tuning the valve to expiratory direction decreases the source of the aerosol to cause exhalation.

These and other objects and advantages of the present invention shall be described in the following description.

The accompanying drawings, which are incorporated in and constitute a part of this specification, illustrate various embodiments of the invention and, together with the general description of the invention given above and the detailed description given below, serve to explain the principles of the invention.

- 12 -

FIG. 1 is a perspective view of an inhaler in accordance with the principles of the present invention.

FIG. 2 is an exploded view of the inhaler of FIG. 1.

FIG. 3 is a cross-sectional view of the inhaler taken along line 3-3 of

- 5 FIG. 1.
- 10 FIG. 3A is a partial cross-sectional view showing an alternative construction of the canister and outlet of the inhaler.
- 15 FIG. 4 is a cross-sectional view similar to FIG. 3, showing an alternative construction of the inhaler.
- 20 FIG. 5 is a cross-sectional view similar to FIG. 3, showing yet another alternative construction of the inhaler.
- 25 FIG. 6 is a cross-sectional view of the inhaler of FIG. 3 taken as a plane normal to that of FIG. 3.
- 30 FIG. 7 is a cross-sectional view of still another alternative construction of the inhaler, having features for achieving selective inhalation of a aerosol plume to a patient's inhalation through the inhaler.
- 35 FIG. 8 is a perspective view of an inhaler which requires no purge and discharge air canister in the inhaler of FIG. 7.
- 40 FIG. 9 is side elevational view, partly in cross-section, of yet another embodiment of the inhaler, showing an alternative arrangement for achieving selective inhalation of a canister assembly as a patient's breath.

- 13 -

Detailed Description of the Drawing

FIGS. 1-3 depict a first embodiment of an inhaler 10 in accordance with the principles of the invention. The inhaler 10 includes a housing 12 which has a nozzle port 14 connected to a nozzle 16. The nozzle port 14 is in the

- 5 form of a sleeve shaped to receive a standard pressurized canister 18 containing a medication. The canister 18 forms as part of the present invention. The inhaler 10 is capable of use with any standard pressurized canister having an aerosol dispensing valve with a hollow discharge area which may be depressed inwardly with respect to the canister body from an inspiratory position in which discharge of medication is prevented, to an expiratory position in which a plenum volume of the canister contents is discharged through the hollow discharge area.
- 10
- 15

The nozzle 16 includes an open end 20 spaced from the nozzle port 14, and a channel 22 defined by an end wall 24 which is connected to the nozzle port 14. The end wall 24 preferably is generally vertical or transversely to shape, with an apex of the end wall 24 defining the portion of the end wall 24 furthest from the open end 20.

- 20 FIG. 10 is a side elevational view of FIG. 1, the inhaler 10 further includes an inspiratory and expiratory valve 26 supported by the end wall 24. The inspiratory and expiratory valve 26 includes a base 28 which is adapted to receive the hollow discharge area shown in FIGS. 1-3 of the canister 18, and a nozzle discharge outlet 30 in fluid
- 25

- 14 -

- 15 -

- 14 -

communication with the hole 24. The nozzle discharge outlet 39 is subsequently located in the span of the end wall 24 and oriented to draw in aerosol plume generally along the central longitudinal axis 33 of the nozzle. The outlet 39 generally has a reduced diameter at the exit of less than about 0.025 inch, and more preferably between about 0.022 inch and about 0.027 inch.

Thus, upon the nozzle 11 being depressed at the downward deflection in FIG. 1, a general stream of medicament 40 is discharged from the hole 24 and out the outlet 39 in form a generally radial plume of medicament medicament 40 is directed generally toward the span end 20 of the nozzle 14. The outlet 10 includes features which promote dispersion and mixing of the medicament medicament 40 which is emitted to reduce repositioning and decrease the velocity of the liquid droplets discharged from the nozzle 14. More specifically, the outlet 10 includes an air slot 34 supported within the nozzle 14. The air slot 34 has an outlet 36 which is spaced downstream of and in opposing relationship with the nozzle discharge outlet 39, and an inlet 32 which is in fluid communication with exhaust air within the nozzle 14. In the embodiment shown in FIGS. 3-3, the air slot 34 is a slot valve which has a generally radial portion 40 which is generally aligned along the nozzle's longitudinal axis 33, and a generally radial portion 41 which is oriented in an inner wall 44 of the nozzle 14. When a user exerts an impulsive effort on the span end 20 of the nozzle 14, air is drawn from within the nozzle 14 into the air slot inlet 32, aiding the air slot outlet 34 in a direction toward the nozzle discharge

- 15 -

outlet 39. The portion 40 of air slot 34 is turned and reduced within the nozzle 14 to exit air flowing out from the outlet 34 with impingement on a plume of aerosol exiting the nozzle outlet 39. Once the air flow from the slot 34 has been established, an entering valve of the nozzle 13 is actuated to discharge a plume of medicament medicament 40 from the nozzle 13. The impingement of air from air slot 34 on the plume causes the plume to turn down and be dispersed as to occupy a larger portion of the cross section of the nozzle 14. The result is enhanced mixing of the aerosol with air, which promotes more complete dispersion of liquid droplets by the time the aerosol reaches the span end 20 of the nozzle 14, and a reduction in velocity of the plume exiting the span end 20 as due to approach the velocity of the impulsive breath. Accordingly, a greater fraction of the aerosol dose of medicament dispensed from the nozzle 11 exits the span end 20 in the form of respirable dry particles of the optimum size of about one to five microns moving at a relatively low velocity that substantially matches the impulsive breath velocity, as opposed to relatively large liquid droplets moving at a relatively high velocity. Dispersion and mixing of medicament within the nozzle and throat are thereby reduced.

The air slot 34 and nozzle 14 can be integrally formed of one piece, with the laminar plume of the air slot 34 extending through the nozzle 14 to nozzle throat communication with air within the nozzle 14. Alternatively, the air slot 34 can be formed of a slot valve having the appropriate configuration and attached to the nozzle 14 at the inlet end 32.

-17-

-16-

- 16 -

Although the embodiment shown in FIGS. 1-3 and 7 show the air slot 34 being at an angle of 90 degrees to the nozzle 13, the portion 40 generally aligned with the slot 41 (FIG. 3) of the nozzle outlet 39, other arrangements may be used without sacrificing the advantages of the invention. For example, the portion 40 may be arranged at an obtuse angle (e.g., between about 70 degrees and 120 degrees, 10 degrees being defined as exactly opposite in the direction of a plume exiting the nozzle 13 to the slot 41 of the nozzle outlet 39, with the portion 40 of air slot 34 being oriented to draw in air jet at the nozzle 13. Alternatively, the portion 41 which extends to the nozzle wall 44 need not be radial, but can be oriented in an acute or obtuse angle to the nozzle wall 44.

The invention further includes features which reduce the likelihood of liquid droplets or dry particles impacting and prematurely striking the inner walls 38 and 44 of the nozzle 14. More particularly, the outlet 10 includes a plurality of auxiliary air slots 46 through the end wall 24 and circumferentially spaced circumferentially at least two diameters radially from the nozzle outlet 39. A first circumferential ring of auxiliary air slots 46 are located adjacent the junction 48 between the end wall 24 and the inner wall 44 of the nozzle 14. A second circumferential ring of auxiliary air slots 47 are located radially between the junction 48 and the nozzle outlet 39. An impulsive effort caused on the span end 20 of the nozzle 14 causes air to flow into the auxiliary air slots 46 and 47 as indicated by arrows 50, and impinges circumferentially along the inner wall 44 of the nozzle 14 and

around back end wall 24, as indicated by arrows 52. This auxiliary air flow forms a buffer or boundary layer air flow along the inner wall 44 and end wall 24 which tends to reduce the impulsive and permanent striking of medicament on inner wall 44 and end wall 24.

To the further advantage of this end, the outlet 10 also includes a plurality of vortex generators or vortex 54 (not seen in FIG. 2) centered on the inner wall 44 of the nozzle 14 and extending longitudinally. The vortex 54 are located downstream of the auxiliary air slots 46, with each vortex 54 advantageously being located approximately in axial alignment with one of the auxiliary air slots 46. The vortex 54 are oriented at an angle to the axial direction defined by longitudinal axis 33, so that velocity and flow are imparted to air flowing over them. Thus, the boundary layer air flow caused by auxiliary air slots 46 encounters the vortex 54, which imparts velocity and swirl to the boundary layer air flow. This swirl and swirl further reduces the likelihood of aerosol droplets or particles impacting and prematurely striking on the inner wall 44.

As shown in FIGS. 1 and 3, the outlet 10 includes a stepped nozzle 36 which connects to the span end 20 of the nozzle 14. The nozzle 36 has a reduced diameter portion 58 adjacent to the mouth of a slot of a slot of the outlet 10. After completely extending, the user leaves the portion 58 from the nozzle with the lips closed around the portion 58, and then begins to inhale, which establishes air flow from the air slot 34 and through the auxiliary air slots 46. Once

-18-

-17-

case of flow or condensation and water condensing in tanks, the user depresses the button 12 to discharge a preset volume of condensation and precipitation collected from the waste discharge outlet 30. The user continues to hold the 20 to begin to suck capacity, and the display will be blank for a period of time to allow the collected precipitation to settle within the storage of the bags.

As shown in FIGS. 1-3, the housing 12 is formed in four sections including the components 30 which thermoplastic 35 respective. However, the case of condensation, the housing 12 may alternatively be formed in three class four sections. For example, the housing 12 may be formed in two sections, a first section including the precipitation portion 14, and wall 24, and the second 18 up to and including the walls 34, and a second section including the portion of consists 14 having the air into 34 and the components 30. Alternatively, the housing 12 may be formed in two sections split on a longitudinal plane through the middle, the two sections being generally closed bags of each other which are joined together along the plane of symmetry. Furthermore, for alternative purposes, an additional tank housing section is shown and described.

A first section 40 includes the precipitation portion 14, the end wall 24 and bottom and waste assembly 30, and a generally cylindrical portion 42 which forms a part of the consists 14 and is connected to the end wall 24 at the junction 44. The first section 40 alternatively is integrally formed of the pieces, although it may alternatively be formed in multiple pieces which are subsequently joined together.

A second section 44 includes a second generally cylindrical portion 46 which lower and upper diameters are equal to those of the first generally cylindrical portion 42, and a reduced diameter portion 48 which is thermoplastic received within the longitudinal open end of three cylindrical portions 42. The portion 48 has an inner wall 70 which is generally coaxial, converging slightly to a central discharge toward the longitudinal 30. The walls 34 are connected to the lower wall 70. Second section 44 preferably is integrally formed of one piece, although it may alternatively be formed in multiple pieces which are subsequently joined.

A third section 72 of the housing 12 includes a third generally cylindrical portion 74 which lower and upper diameters are equal to those of the second generally cylindrical portion 46, and a reduced diameter cylindrical portion 76 which is thermoplastic received within the open longitudinal end of second generally cylindrical portion 46. The lower diameter of portion 76 is approximately equal to the lower diameter of portion 46 so as to provide a slight fit between these parts. The lower surface 78 of portion 76 has a diameter which is approximately equal to the inner diameter of the central lower wall 70 so that the junction between surfaces 70 and 78 does not present any substantial step in the flowpath defined by the section 16. The air into 34 is connected to the lower surface of the third section 72 at the junction between the lower surface 78 and the lower surface 80 of third cylindrical portion 74. A hole 82 through the portion 74 comes with the forward passage of air into 34 to provide fluid communication between the tube 34 of air into 34 and

bottom of inside the consists 14. Third section 72 may be integrally formed of one piece, or formed in multiple pieces and subsequently joined.

The fourth section of the housing 12 is the components 30, which has a generally cylindrical portion 84 which is thermoplastic received within the open longitudinal end of the third generally cylindrical portion 74 (which also defines the open end 30 of the consists 14). The portion 84 is attached to an upper flange 86, which is also attached to the reduced diameter portion 76 which is formed from a one's piece. The outer diameter of portion 84 is approximately equal to the diameter of lower surface 80 so as to provide a tight fit therebetween.

The housing 12 alternatively is formed of a plastic such as polyethylene, polypropylene, polypropylene, ABS, polycarbonate, or polycarbonate. The housing 12 may be constructed by any suitable technique such as injection molding or blow molding.

FIG. 3 shows an alternative embodiment of an scanner and waste assembly 30 for the interior 32, in cross-sectional view on the horizontal plane depicted in FIG. 3. The scanner and waste assembly 250 includes two separate open discharge outlets 30a which are both fluidly connected to the tube 25a and which converge toward each other in the direction of the longitudinal 30. Thus, depressing the scanner 12 so as to discharge a preset volume of condensation into the tube 25a causes two aerosol plumes to be emitted from the pair of outlets 30a. The plumes converge and impinge on each other upstream of the air into section 34.

causing the aerosol to spread out, thereby aiding mixing of the aerosol with air. Additionally, impingement of the two plumes aids in creating droplet droplets, which enhances evaporation of precipitation. It will be appreciated that for convenience of description, the tube 25a is shown as being disposed in the horizontal direction and within 30 are shown as being spaced apart in the horizontal plane.

FIG. 4 depicts an alternative embodiment of an interior 10 in which the discharged air into 34 of consists 10 has been replaced by a cleaner air into 10 in front of a hole 410 which is supported in the consists 14 by a pair of bottom spacers 420. In FIG. 4, prior identical to reference numerals having the letter "a" suffix denote parts analogous to those having the same reference numerals within the parts of FIG. 3, while parts denoted with identical reference numerals in FIGS. 3 and 4 denote identical parts. Thus, the hole 410 is analogous to the central portion 42 of the air into 34, and the spacers 420 are analogous to the central portion 42 of air into 34. The hole 410 includes a central cavity 43 of a first diameter, and an outer passage 40a of a second smaller diameter. The outer passage 40a is generally coaxial with the consists 14 and oriented so that air flowing outward therefrom is directed toward the consists 30. The forward passage of spacers 420 are connected to receive air by a pair of holes 420a through the cylindrical portion 74a. In the

- 23 -

advantages of the inhaler 10 shown in FIG. 4, there is an outlet of the breathing apparatus in the second section 34 of FIG. 3. Thus, the user 34 has been relieved from the inhaler 10. However, the mouth air tubes 44 are still present in the inhaler 10 to provide a respiratory layer air flow along the lower wall of the mouth 10.

FIGS. 3 and 4 illustrate yet another embodiment of an inhaler 10 in accordance with the principles of the present invention. FIG. 3 schematically depicts a horizontal cross section analogous to FIG. 1, showing an inhaler 10 in which the aerosol plume is directed away from the user so that the aerosol can reverse direction before being inhaled. FIG. 4 schematically depicts a vertical cross section of the inhaler 10. Again, the plume is directed by the inhaler 10 towards, while the aerosol plume is directed by the inhaler 10 away from the user. The inhaler 10 includes a breathing 12 defining a mouth 10 which has a first closed end defined by an end wall 10 and a second open end defined by a mouthpiece portion 120 adapted to be inserted into a user's mouth. The mouth 10 has a first larger inward curved end over the majority of its length, tapering to a second smaller inward curved end at the mouthpiece portion 120. The breathing 12 includes a mouthpiece portion 140 which protrudes from the mouth 10 at a location between the end wall 10 and the mouthpiece portion 120. The mouthpiece portion 140 receives a second pressurized carrier (not shown). The breathing 12 further includes an inhaler and mouth assembly 20 arranged in the anterior end of mouthpiece portion 140.

- 23 -

such that the inhaler and mouth assembly 20 may be inserted into a user 34 of the inhaler and mouth assembly 20. The details of the inhaler and mouth assembly 20 have already been described in connection with FIG. 3. The mouth discharge article 30 is retained as is to direct an aerosol plume toward the end wall 10.

3 The inhaler 10 includes an inhaler mouth 12 which is generally disposed with the mouth 10. The inhaler mouth 12 has an open end 34 spaced from and adjacent the end wall 10, and a closed end 10 situated from the end wall 10 and defined by an end wall 30 which supports the inhaler and mouth assembly 20. The inhaler further includes an air tube 30 attached to the end wall 10 and generally disposed within the mouth 10. The air tube 30 has a first open end 34 near the inhaler mouth 12 and an aerosol discharge article 30. The inhaler 10 of air tube 30 is connected to ambient air inside the mouth 10 by a tube 30 through end wall 30. The tube 30 of air tube 30 is in opposing relation to the inhaler 10. Ambient air taken from the inhaler 10 passes from the inhaler of tube 30 and proceeds toward the end wall 10 of user mouth 10. Inhalation of the user through the mouthpiece 120 causes air to enter through tube 30 into air tube 30 and out the mouth 10 toward the plume. The plume and air 34 in tube 30 move, causing the plume to move away and spread out within user mouth 10. Continued inhalation by the user causes the dispersion aerosol to move through the open end 34 of inhaler mouth 12, and then reverse direction to flow through the space between the inhaler mouth 12 and the user mouth 10, and then through the mouthpiece 120.

-25-

-25-

- 24 -

Thus, the aerosol moves a portion of the length of mouth 10 while, thereby, increasing residence time of the aerosol within the device before exiting the mouthpiece 120. This leads to more complete dispersion of liquid droplets. Furthermore, the flow reversal known for the velocity of the aerosol exiting the mouthpiece will be substantially equal to the velocity of the user's inhaled breath, reducing the problem of impaction in the mouth and throat.

FIG. 7 depicts yet another embodiment of the breathing providing continuous streams of the carrier to discharge a dose of medication in response to, and synchronized with, the user's respiratory effort. An inhaler 100 includes a breathing 120 having a mouth 100 which an aerosol plume is caused to penetrate by the user. The mouth 100 is shown to include the air tube 34 and the mouthpiece air tube 40. It may also include the user 34 of inhaler 100. Alternatively, the mouth 100 may be a simple mouth piece with an open end for the exit of exhaled breath. Thus, with the exception that the mouth 100 may be adapted to provide tidal synchronization with a chamber 100 to breathe 120 as discussed below, the details of the mouth 100 are not important in an understanding of the breath-synchronization feature of the invention.

The breathing 120 further includes a mouthpiece portion 140 which is connected to the mouth 100. The mouthpiece portion 140 connects generally perpendicular thereto forming a longitudinal axis 100 which is oriented in an oblique angle to the longitudinal axis of the mouth 100. A mouth 100 passes within the mouthpiece

- 24 -

portion 140 with its longitudinal axis aligned with the longitudinal axis of the mouthpiece portion 140. Disposed between the mouthpiece portion 140 and the mouth 100 is a user 34. The user 34 has an open end 100 and 102 through which the mouth 100 may be inserted, and an open bottom end 104 which is connected such that the mouth 100 passes through it but which nevertheless provides the bottom end 104 of the mouth 100 to be inserted into the base 20 of inhaler and mouth assembly 20. More specifically, the user 34 adjacent bottom end 104 has a generally extending ledge 105 which sits atop a top portion 106 of the mouth 100. The mouth 100 is oblique within user 34 along the direction defined by the longitudinal axis 100 of mouthpiece portion 140 so as to permit the user 34 to be disposed toward the inhaler and mouth assembly 20 in order to receive the inhaler's breathing article.

The user 34 is also oblique within the mouthpiece portion 140 along the direction of axis 100 for the purpose of placing the mouth 100 in a "closed" position ready to be exhaled. The mouthpiece portion 140 has two longitudinal axis 110 diametrically opposed open ends 100 degrees, one of which receives a pair of diametrically opposed legs 112 extending generally from the outer surface of user 34. Alternatively, the mouthpiece portion 140 may have only two axis 110 spaced 180 degrees apart and including the legs 112. Thus, as the user 34 turns toward the inhaler and mouth assembly 20, the legs 112 slide longitudinally within the respective slots 110.

-27-

-27-

- 26 -

The linter includes a generally cylindrical case ring 114 which fits over the punch of reciprocate portion 14. The case ring 114 has an annular flange 115 at its lower end which extends outward beyond the outer surface of the housing 10 so as to facilitate grasping of the case ring 114 by the user's hand. The lower surface 113 of ring 114 has a pair of circumferentially extending recesses or case seats 120 formed thereto approximately 180 degrees apart which are longitudinally spaced in the open end 123 of case ring 114. Each case seat 120 receives a generally helical surface 124 in facing relationship with one of the legs 112 protruding outward from the lower surface 123 through slot 115. Thus, starting with the case ring 114 in a position in which each leg 112 is in contact with the lowermost portion of the respective case seat 120 (i.e., the portion of case seat 120 which is furthest from the top end 123 of case ring 114), rotation of the case ring 114 through the arc defined by the case seats 120 causes the legs 112 to ride along the helical surfaces 124 and thereby apparently advances the lower surface 123 in the longitudinal direction toward the top end 123.

This upward movement of the lower surface 123 drives the cushion 13 through the action of the helices 124. Including this upward movement of the cushion 13 is a compression spring 125. The spring 125 is attached to the lower surface of a removable end cap 126 which maintains the top end 123 of the reciprocate portion 14a and the top end 123 of the case ring 114 in complete contact the cushion 13 in the housing. When the end cap 126 is thus inserted, the spring 125 bears against the end

- 27 -

of the cushion 13, forcing the cushion downward toward the cushion end seats 124. With nothing to impede the downward movement of the cushion 13, the spring 125 would move the cushion downward until the discharge slot 19 were fully depressed from the cushion as in a normal discharge of a measured volume of the cushion contents. However, the linter 10 includes a mechanism which engages the cushion to prevent this downward movement, with the mechanism being responsive to an impulsive effort of a user caused on the open end of the cushion 13 so as to discharge slots from the cushion during the user's intention to allow the spring 125 to move the cushion back to its discharge position.

10 To this end, the linter 10 includes a plunger assembly 127 which is rotatable relative to the cushion 13 along its axis 128 generally parallel to the longitudinal axis 100. The plunger assembly 127 includes a cylinder shell 129 having a slot 130 extending axially therethrough and a slot 131 protruding outward from both ends of the slot 129. A thin periphery 140 of the shell 129 protruding from the side of the slot 129 remote from the cushion engages a recess 142 in a wall 144 of the housing, the recess 142 guiding the movement of the plunger assembly 127 along axis 128. A small periphery 141 of shell 129 protruding from the side of slot 129 facing the cushion extends through an opening 143 to reciprocate portion 14a, terminating at an enlarged head 132. A compression spring 125 is captive between the head 132 and the wall of the reciprocate portion 14a, holding the plunger assembly 127 toward the cushion 13.

-28-

-29-

A helical spring 134 is attached to the head end 132. The spring 134 has two spaced-apart punch portions 135 (FIG. 8) which extend along the direction of axis 128 to approximately the longitudinal axis 123 of the reciprocate portion 14a. The punch 135 has a spaced apart to a distance D which is slightly greater than the diameter of the cushion seat 121 from which the discharge slot 19 protrudes, as shown schematically in FIG. 8. Thus, when the plunger assembly 127 is fully extended toward the cushion 13, the cushion seat 121 receives both edge portions 135 of the punch 134, as indicated by the shaded regions in FIG. 8. Moreover, when the plunger assembly 127 is withdrawn along axis 128 away from the cushion 13, the cushion seat 121 drives the punch 134 so that portions of the cushion 13 toward the cushion 20 is compressed. The punch 134 includes portions 137 which slope partly away from the cushion seat 121 in the direction along axis 128 toward the cushion. The portions 137 reduce the amount of force required for the compression of the punch 134 from the cushion seat 121.

10 Movement of the plunger assembly 127 in the direction away from the cushion is responsive to air pressure within a variable-volume cushion 132 which the housing. The cushion 132 is defined by the shell 129, the housing wall 144, and a flexible diaphragm 146 which encloses the shell 129 in the shell 144 in a substantially air-tight manner. Advantageously, the diaphragm 146 includes a cushion portion 148 which fits against the side of shell 129 facing the cushion 132, and a diaphragm 146 which departs from the outer edge of the cushion portion 148 and attaches to the housing

wall 144. Further advantageously, the housing wall 144 comprises a recessed cover 170 of the housing, and an edge of the shell 129 is attached to the housing by being fastened between the cover 170 and the recessed cover of the housing. The cushion portion 148 of diaphragm 146 includes a central hole through which the shell 129 extends and which slightly overextends the shell 129 to provide a substantially air-tight seal therebetween.

The variable cover 170 includes a recess 172 facing the shell 129 which aligns with a passage 174 formed in a sidewall 126 of the housing. The passage 174 extends toward the open end 20 of cushion 132. The cushion 132 is formed in at least two sections, a first generally cylindrical section 176 which includes the sidewall 126 and is connected to the end wall 20 through which the nozzle section 129 extends, and a second generally cylindrical section 178 which includes the air side 24 and which connects to the second section 176. A passage 176 through a sidewall 126 of the second section 176 is fluidly connected with and forms an extension of passage 174. The passage 176 extends from the nozzle passage 123 of the air side 24. A nozzle 124 is inserted into the air side passage 123. The nozzle 124 includes a nozzle portion or nozzle 126. Air passage 123 extends through the nozzle 124 in the vicinity of the cushion 132. The nozzle 124 is disposed in passage 123 such that air passage 123 aligns with the passage 176. Thus, fluid communication is provided between the nozzle passage 123

-30-

-31-

Best Available Copy

- 20 -

and the nozzle-reducer chamber 152 by air passage 153, passage 170 is inserted section 20a, passage 170 is then section 20, and section 20 is section 170.

It will therefore be appreciated that when a user initiates trigger 120, air passes out 20a and section 20, air is drawn from inside the nozzle 154 through air tube 34 into the primary air passage of the nozzle 154. This air has to flow through the nozzle 154, and consequently a below-atmospheric air pressure exists in the nozzle 154. This below-atmospheric air pressure is communicated to the chamber 152, with the result that the walls of the chamber 152 are subjected to a force proportional to the pressure difference between atmospheric pressure outside the chamber 152 and the below-atmospheric pressure inside the chamber 152.

Consequently, air within the chamber 152 begins to move in the direction 153. Through section 170, through passage 170 and 170, through passage 153, and into the nozzle 154, and thence through the air tube 34 into the primary air passage of the nozzle 154.

As the user continues to initiate through the nozzle 154, movement of air from the chamber 152 causes the velocity 153 to increase, with the result that the air 150 and air shaft 153 begin to move around the air 154 against the force of the spring 152. Accordingly, the trigger 154 begins to move so as to discharge the passage 150 from the nozzle 152. When the decrease in velocity is sufficient to move the trigger 154 far enough to exactly discharge the passage 150 from the nozzle 152, movement of the chamber 152 toward the nozzle 154 is no longer

- 21 -

required, and the force of spring 152 moves the chamber 152 toward its original position. A normal dose of anaesthetized medication is thereby discharged from nozzle 154 into the nozzle 154 for inhalation by the user.

After the trigger 154 has been actuated to dispense a dose of medication, it must be retracted so that it is ready to be discharged again. To this end, the user grasps the ring 114 and rotates it with respect to the housing 120 through the air shaft 153 by the user's hands 120. This causes the base 150 and nozzle 154 to be tilted upward against the force of spring 152. When the chamber 152 is tilted sufficiently clockwise to allow the trigger 154 to clear the nozzle 154, the spring 152 urges the trigger 154 toward the nozzle 154 as the trigger 154 was again in a fully extended position to engage the nozzle 154. The user then rotates the cap ring 114 back to its starting position to lower the chamber 152, whereupon the nozzle 154 once again opens the passage 150 of the trigger 154. The trigger 154 is then ready to be used again.

It will be appreciated that the breath-synchronous feature described above provides an inhaler in which discharge of medication is automatically responsive to the user's inhalation effort, so that the user does not have to manually continuously depress a button with the inhalation. Furthermore, discharge of medication does not occur immediately upon the user beginning to inhale to the open end of the device, but rather is suspended delayed until the velocity of chamber 152

- 22 -

- 23 -

- 22 -
has decreased enough to cause extraction. It will also be appreciated that the degree of dose delay between initiation of a breath and extraction is dependent on a number of factors, the primary factors being the cross-sectional area of the chamber 152 and the spring constant of the spring 152, since a discharge of medication requires a certain minimum travel of the chamber 152 to cause the discharge mass 15 to be fully depressed, and the travel is proportional to the pressure difference across the chamber 152 as cross-sectional area is divided by the spring constant. Accordingly, the inhaler 100 may be designed with appropriate selection of these factors so as to achieve extraction of the chamber 152 near the peak of a user's inhalation.

Moreover, the inhaler 100 provides breath-synchronous extraction of the chamber 152 which automatically adjusts to the user's rate of inhalation to discharge the medication near the peak of the inhalation, i.e., near the point at which 50 percent of the volume which the user inhales initially begins with a full inhalation from baseline. For instance, if a user with normal lung function inhales quickly through the open end 20a, air will be extracted from the chamber 152 more rapidly so as to achieve extraction in a relatively short time. Conversely, if a user with impaired lung function inhales slowly through the open end 20a, air will be extracted more slowly from chamber 152 so as to achieve extraction in a relatively longer time.

The inhaler 100 further includes an adjustment screw 150 which extracts through the housing 120 into the passage 170 to form a nozzle which passage 170. By moving the screw 150 one direction, the screw 150 moves further

- 22 -
into passage 170 to increase the extraction, and by moving the screw 150 the opposite direction, it moves to decrease the extraction. Thus, the timing of extraction of the nozzle 154 is relative to a particular patient's inhalation may be varied by adjusting the screw 150. Varying the screw position results in a variation in pressure

difference across the walls of the nozzle-reducer chamber 152 so a given flow can move the open end 20a of nozzle 154. Thus, for a given flow rate the open end 20a of nozzle 154, moving the screw 150 to increase the extraction of passage 170 will increase the flow rate required to extract the chamber 152 sufficiently to cause extraction, whereas moving the screw 150 to decrease the extraction will

decrease such flow rate.

FIG. 9 depicts a substantially similar embodiment of an inhaler having features for extracting breath-synchronous extraction. In this embodiment, the trigger 154 is retracted and the discharge plenum assembly 153 is replaced by a breath-synchronous bellows 200 which is disposed between a base 202 and 203 of the housing 120 and the nozzle 154. The bellows 200 has an air inlet 204 on the nozzle which keeps the nozzle 154 in a non-extended position, the bellows being compressed by air pressure into a position, pressuring the nozzle to move into a discharge position.

The bellows 200 is subsequently made of a flexible material that has a bellows end 205 and wall 204 so the end 205 subjects the nozzle 154, the end 205 being integrally formed with the airtight-sealed air inlet 204. The bellows 200 has a

- 25 -

- 26 -

normal and wall 230 at the end adjacent the housing wall 202, the end wall 230 being integrally formed with the side wall 204. The normal end and wall 230 is pierced by a tube or nozzle 230 which contributes to air passage from the interior of the bellows 200. The nozzle 230 subsequently is a restriction and tube similar to a hypodermic needle and is integrally formed at one end of the end wall 230 by welding or other suitable technique. The tube and 230 of the nozzle 230 extends to another tube or nozzle tube 210 in the form 214 of a nozzle 210. The nozzle 210 is disposed within a tube 210 which extends from a tube end 200 which draws air from outside the bellows housing, to an end 210 which is integral with the nozzle 210. One end opposite the nozzle discharge extends 20. The tube 210 and nozzle 210 may also be formed of suitable metal.

A supplementary plenum 210 is attached to the blind end and wall 204 of the bellows 200. The supplementary plenum 210 receives the nozzle tube 210 throughout the range of motion undergone by the cushion in moving from a rest or ready position to a discharge position. The bellows 200, via the supplementary plenum 210, carries a spring force on the cushion tube 130. The force of the bellows 200 acts in a direction tending to move the cushion tube 130 away from the nozzle 210. Additionally, as is well known, the cushion 10 exerts an internal spring force directed which acts between the cushion body and the bellows end tube 130 in a direction tending to move the cushion 10 away from the nozzle 210. The spring constant of the bellows 200 is selected such that the sum of the spring forces

exerted by the bellows 200 and the force exerted by the internal spring is slightly greater than the force exerted by the spring 120 (FIG. 7) which exerts a force on the end of the cushion 10 in the direction as tending to move the cushion 10 toward the nozzle 210 into its discharge position. Thus, at rest, with atmospheric pressure acting both inside and outside the bellows 200, the bellows 200 and internal spring overcome the force of the spring 120 and thereby keep the cushion 10 in a ready position preventing discharge of medication particles.

However, when a user breathes through the nozzle tube 210 of the bellows 200, air is drawn through the tube 210, as previously described in connection with the tube 10, which creates a low pressure within the form 214 of nozzle 210. This low pressure is communicated via the restriction tube 210 and nozzle 230 to the interior of the bellows 200. As a result, the pressure within the bellows 200 is less than the atmospheric pressure which surrounds the nozzle of the bellows 200, and therefore there is an air pressure force exerted on the blind end and wall 204 of the bellows 200 around the housing wall 202. The sum of this air pressure force and the force of the spring 120 exceeds the spring forces exerted by the bellows 200 and the cushion internal spring, causing the blind end wall 204 of bellows 200 to be compressed toward the housing wall 202. By virtue of the force exerted on the cushion 10 by the spring 120, the cushion 10 moves toward the end wall 204. With continued exhalation of air from the bellows 200, the cushion 10 is moved into its discharge position. Once the user completes his inhalation and air flow through the nozzle 210

ceases, air pressure is again equalized both inside the bellows 200, and the bellows 200 reverts to its resting position. The force of the bellows 200 and internal spring tending the cushion 10 back toward the force of the spring 120 has the ready position. Thus, with the bellows-cushion system depicted in FIG. 9, there is no need for a separate cushion spring.

The bellows 200 preferably has a spring constant of about 1 pound per inch to about 12 pounds per inch, and a compression rate of about 0.2 to about 0.75 square inch. Thus, a pressure differential of about one pound per square inch across the bellows 200 is sufficient to compress the bellows 200 by an amount of about 0.025 inch to about 0.125 inch. With a standard cushion 10, only about 0.016 inch of relative compression is required between the discharge tube 130 and the cushion body in order to cause discharge. Accordingly, the nozzle 210 can be about as coarse a gauge passage which the form 214 of about one pound per square inch.

While the pressure increases has been discussed by a description of the various relationships and which have relationships have been described in considerable detail, it is not the intention of the applicant to restrict in any way the scope of the apparatus claimed in any sense. Additional advantages and modifications will readily appear to those skilled in the art. For example, while the tube which are discussed and described have the nozzle tube is communication with nozzle 210 via a passage through the nozzle end, the nozzle tube may alternatively draw air through one of the auxiliary air tubes 40 in the end wall 204, or

through any arrangement having the nozzle tube outside the primary air passage defined by the bellows 200. Additionally, the nozzle end bellows 204 of FIG. 9 may advantageously be used in the bellows configuration depicted in FIG. 7, with the bellows 200 replacing the plenum assembly 120 and the blind end wall 204 of the bellows 200 being attached to the flared nozzle 124, and the spring 120 being eliminated by virtue of the flexibility of the bellows 200. The invention is to broader scope is therefore not limited to the specific details, representative apparatus and methods, and illustrative examples shown and described. Accordingly, departure may be made from such details without departing from the spirit or scope of the applicant's general inventive concept.

With reference to the use of the words "comprise" or "comprising" or "comprises" in the foregoing descriptive matter in the following claims, unless the context requires otherwise, these words are used in the basic and clear understanding that they are to be interpreted inclusively, rather than exclusively, and that each of these words is to be an interpretive term regarding the foregoing descriptive matter in the following claims.

The claims defining the invention are as follows:

1. An aerosol flow control apparatus providing automatic discharge of medicament responsive to an inspiratory effort of a user, the apparatus comprising:
 - a pressurized canister containing medicament having a canister body and a hollow discharge can which is movable with respect to the canister body between an inspiratory position in which discharge of medicament is prevented and an operative position in which medicament is discharged through the discharge can;
 - a housing adapted to support the canister and provide communication between a first position in which the discharge can is in the inspiratory position and a second position in which the discharge can is in the operative position, the housing further defining a primary air passage including an outlet through which a user can inhale and also defining a secondary air passage extending from the primary air passage and outside air outside the primary air passage, the secondary air passage including a venturi having a throat;
 - a variable-volume device supported within the housing and including a vent which is movable with respect to the housing, the variable-volume device defining a variable-volume chamber having in fluid communication with the venturi throat;
 - a canister receiver affixed to the venturi wall of the variable-volume device, the canister receiver being movable with the venturi wall from a first position in which the canister is in the first position and relative movement between the canister body and discharge can is prevented, to a discharge position in which the canister is free to move to the second position;
 - a canister member which urges the canister into the second position upon movement of the canister receiver into its discharge position; and
 - the variable-volume chamber being in fluid communication with the primary air passage, whereby inhalation of a user through the outlet causes air to be drawn through the venturi throat thereby creating a low pressure in the throat which is communicated to the variable-volume chamber, the low pressure causing air to be evacuated from the chamber and thereby cause the venturi wall to move the canister venturi into the discharge position.
2. The aerosol flow control apparatus of claim 1, wherein the venturi throat is connected to the chamber by a third air passage within the housing, and further comprising an adjustment device which may selectively position to selectively vary the flow rate

through the third air passage at a given flow rate through the primary air passage, thereby varying the timing of medicament discharge in relation to the inhalation cycle of a user.

3. The aerosol flow control apparatus of claim 1, wherein the variable-volume device comprises a plenum which is integrally connected to a vent of the housing by a flexible diaphragm, and the canister receiver includes a member which is attached to the plenum and which in the first position intrudes into the vent provided by the canister between the first and second positions so as to prevent the canister from moving into the second position, evacuation of air from within the chamber of the variable-volume device causing the plenum to move toward the housing wall and thereby withdraw the member into the discharge position permitting the canister to move into the second position.
4. The aerosol flow control apparatus of claim 1, wherein the housing comprises a canister body portion which receives the canister, and an end cap which covers the end of the canister opposite from the end with the discharge can and which engages the canister body portion to prevent inadvertent removal therefrom, the canister member comprising a compression spring between an inner surface of the end cap and the canister such that the spring bears against the canister when the end cap is engaged with the canister body portion.
5. The aerosol flow control apparatus of claim 1, wherein the canister body portion includes a generally cylindrical receptacle having a longitudinal axis and defining a generally cylindrical recess in which the canister resides, and further comprising a locking device including:
 - an inner sleeve which encloses the canister within the receptacle, the inner sleeve and canister being slidable together as a unit within the receptacle along the longitudinal axis, the inner sleeve further including at least one pin extending outwardly from an outer surface thereof through a slot in the receptacle; and
 - a locking ring which surrounds the receptacle and has a surface which engages the at least one pin, the locking ring being movable with respect to the receptacle so as to move the pin in the direction defined by the longitudinal axis toward the end cap so as to move the inner sleeve and canister toward and thereby move the canister into a locked position which permits the canister member to move into its first position, thereby readying the apparatus for inhalation in response to the inspiratory effort of a user.

140704-44365

6. The aerosol flow control apparatus of claim 1, wherein the variable-volume device comprises a relatively compressible bellows, the bellows being disposed between a vent of the canister and a vent of the housing which faces the canister vent, an outlet wall being at one end of the bellows, the canister member being affixed to the outlet wall and connecting the canister vent, the bellows being compressed toward the housing wall in a direction substantially parallel to the direction in which the canister moves from the first position to the second position, the bellows being adapted to exert a spring force on the canister member to urge the canister toward the first position, the spring force causing the force exerted on the canister by the canister member by a predetermined amount which is reduced such that when a user inhales through the outlet of the housing, the pressure force exerted on the end wall of the bellows by the difference between atmospheric pressure outside the bellows and the low pressure inside the bellows exceeds the predetermined amount, thereby causing the end wall to compress the bellows toward the housing wall and move the canister member into the discharge position such that the canister is moved into the second position by the canister member.

7. A method for delivering a dose of medicament using an aerosol delivery apparatus which houses a medicament-containing canister having a canister body and a hollow outlet can which is movable with respect to the canister body between an inspiratory position in which discharge of medicament is prevented and an operative position in which discharge is effected through the outlet can, with the canister being movable within the apparatus between a first position in which the outlet can is in the inspiratory position and a second position in which the outlet can is in the operative position, the apparatus including a housing defining a primary air passage having an outlet through which a user can inhale and a secondary air passage, the synchronizing discharge of medicament from the canister with an inspiratory effort of a user through the outlet, the method comprising:
 - placing the canister in the first position;
 - providing movement of the canister into the second position by a canister member which engages the canister to prevent said movement and which is movable in response to below-atmospheric air pressure within a variable-volume device arranged within the housing, the variable-volume device defining an air discharge channel, the canister member being movable to permit the canister to move into the second position upon a predetermined decrease in volume of the air channel;
 - engaging the canister around the second position;

open a vent inletting through the outlet, drawing air through a secondary air passage arranged within the housing, the secondary air passage extending from the primary air passage to outside air outside the primary air passage, the secondary air passage including a venturi having a throat;

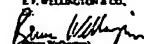
at least during the drawing step, providing fluid communication between the throat portion of the venturi of the secondary air passage and the variable-volume air chamber so as to communicate a below-atmospheric air pressure caused by the venturi to the air chamber and thereby cause the chamber volume to decrease, whereby the canister member moves to provide and movement of the canister into the second position to discharge medicament when the predetermined decrease in chamber volume is reached.

8. The method of claim 7 wherein the second position of the canister has a reduced communication flow area relative to the throat of the secondary air passage such that the air pressure in the throat portion is lower than the air pressure in the throat of the secondary air passage when air is flowing therethrough.

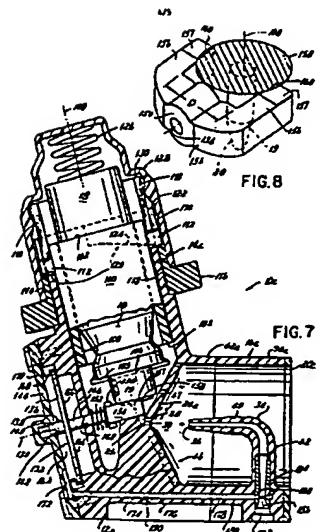
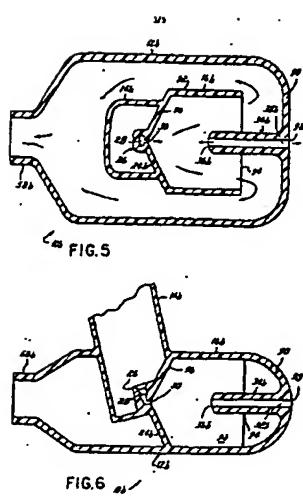
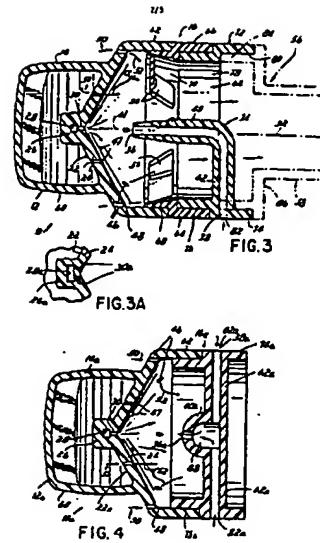
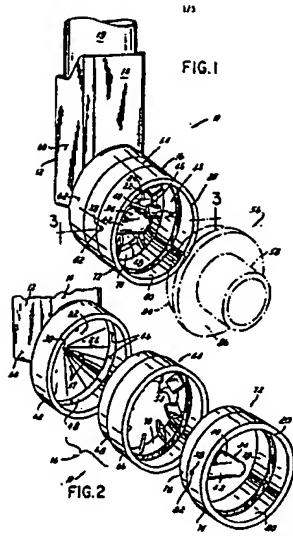
DATED this 24 day of May 2004

SYNTEX PULMONARY DELIVERY, LTD.

By its President,
E. F. WELLINGTON & CO.


Bruce Wellington

140704-44365



Best Available Copy

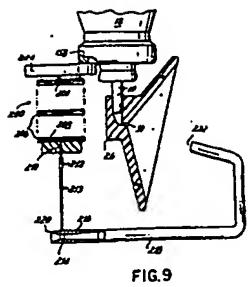


FIG.9